

Message

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]
Sent: 1/12/2021 6:36:49 PM
To: Sciretta, Nicholas [sciretta.nicholas@epa.gov]; Bruce Kulpan [Kulpan.Bruce@epa.gov]
Subject: FW: Stibnite Mine ASAO and SOW
Attachments: Stibnite ASAO 1-8-2021 - Midas Gold proposed nits (2).DOCX; Stibnite SOW 1-8-2021 v2 Midas Gold nits.docx

I'm sorry. I didn't realize that you guys were not included on this email.

Elizabeth McKenna | Assistant Regional Counsel
US Environmental Protection Agency, Region 10
1200 Sixth Avenue | Suite 155, M/S 11-C07
Seattle, WA 98101
(206) 553-0016



From: Tenpas, Ron <rtenpas@velaw.com>
Sent: Monday, January 11, 2021 7:49 PM
To: Bodine, Susan <bodine.susan@epa.gov>; John C. Cruden (jcruden@bdlaw.com) <jcruden@bdlaw.com>
Cc: Wright, Peter <wright.peter@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Hladick, Christopher <hladick.christopher@epa.gov>; Shiffman, Cari <Shiffman.Cari@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; stephen.vaden@ogc.usda.gov; Tom.Mariani@usdoj.gov; Branning, Hannah <Branning.Hannah@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Li, Beverly <Li.Beverly@epa.gov>; bruce.gelber@usdoj.gov; Cook, Steven <cook.steven@epa.gov>; McKenna, Elizabeth <McKenna.Elizabeth@epa.gov>; Cerise, Kathy <Cerise.Kathryn@epa.gov>
Subject: RE: Stibnite Mine ASAO and SOW

Assistant Administrator Bodine,

Thank you for the draft ASAO and SOW you sent on January 9. The attached red-lines show a variety of what might be characterized as "nits" that we found. Certainly some are significant to make sure we have a clear and correct agreement – for example, we think we've found several places where paragraph cross-references within the document were not correct as a likely remnant of various changes and adjustments over time. Thus by "nits" I mean our corrections tend to be the kinds of things that are spotted through close proofreading as a document reaches its potential finalization, rather than edits introducing major substantive changes. Where we thought the reason for a change might not be obvious, we included a short comment bubble to further explain. All are offered in the spirit of insuring the document is internally consistent and putting the agreement closer to a final "signature ready."

Regards,

Ron Tenpas

Ronald J. Tenpas
Partner

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From: Bodine, Susan <bodine.susan@epa.gov>

Sent: Saturday, January 9, 2021 10:20 AM

To: Tenpas, Ron <rtenpas@velaw.com>; John C. Cruden (<jcruden@bdlaw.com> <jcruden@bdlaw.com>

Cc: Wright, Peter <wright.peter@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Hladick, Christopher <hladick.christopher@epa.gov>; Shiffman, Cari <Shiffman.Cari@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; stephen.vaden@ogc.usda.gov; Tom.Mariani@usdoj.gov; Branning, Hannah <Branning.Hannah@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Li, Beverly <Li.Beverly@epa.gov>; bruce.gelber@usdoj.gov; Cook, Steven <cook.steven@epa.gov>; McKenna, Elizabeth <Mckenna.Elizabeth@epa.gov>; Cerise, Kathy <Cerise.Kathryn@epa.gov>

Subject: Stibnite Mine ASOC and SOW

[EXTERNAL]

Dear Messrs. Cruden and Tenpas,

After consideration of comments on the December 11, drafts, the federal agencies have revised the Administrative Agreement and Order on Consent (ASOC) and the Statement of Work (SOW) for implementing phased removal actions at the Stibnite Mining District. Those revised documents are attached.

Sincerely,

Susan Parker Bodine
Assistant Administrator
Office of Enforcement and Compliance Assurance

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Thank You.

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